

STATE OF IOWA  
DEPARTMENT OF COMMERCE  
UTILITIES BOARD

IN RE:  ENTERGY POWER GENERATION CORPORATION, HAWKEYE GENERATING, L.L.C.	DOCKET NO. GCU-01-2
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**ORDER GRANTING INTERVENTION**

(Issued March 4, 2002)

On February 13, 2002, CPV Highlands, L.L.C. (CPV), filed with the Utilities Board (Board) a petition to intervene in Docket No. GCU-01-2. This docket will examine the application filed by Hawkeye Generating L.L.C. (Hawkeye) for an electric generating facility certificate to construct and operate a natural gas-fired combined cycle generating unit (CCG) near Orient, Iowa. No objection to the petition to intervene has been filed.

In support of its petition to intervene, CPV states that it is a power project development company incorporated in Delaware, with its principal place of business in Silver Spring, Maryland. CPV states that it is qualified to conduct business in Iowa pursuant to Iowa Code § 490A.1407. CPV also states that it was formed for the purpose of siting, permitting, and constructing a natural gas-fired electric power generating facility in Iowa. As a potential supply side entrepreneur in Iowa, CPV states that it has an interest in ensuring that the application process being followed

by Hawkeye will facilitate CPV's future participation in Iowa's competitive power market.

CPV's petition to intervene will be granted. As a supply side entrepreneur of a potential merchant plant in Iowa, CPV has demonstrated a unique interest in these proceedings that should be represented. The Board notes that CPV has stated it does not intend to submit prepared testimony or exhibits, nor does it intend to cross-examine witnesses. The Board will permit CPV to participate in these proceedings without an attorney's representation as requested, within the terms provided in 199 IAC 7.2(7)"e."

**IT IS THEREFORE ORDERED:**

The petition to intervene filed by CPV Highlands, L.L.C., on February 13, 2002, is granted.

**UTILITIES BOARD**

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper  
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 4<sup>th</sup> day of March, 2002.